

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Mangiardi et al. Confirmation No.: 4712
Appl No.: 10/585,430 Group Art Unit: Not Yet Assigned
Filed: Not Yet Assigned Examiner: Not Yet Assigned
For: IMPLANTABLE DEVICE DELIVERY SYSTEM
HANDLE AND METHOD OF USE

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**LETTER IN RESPONSE TO NOTIFICATION OF
MISSING REQUIREMENTS UNDER 35 U.S.C. 371**

Sir:

In reviewing the Notification of Missing Requirements for the above-referenced application, Applicant notes that the UPSTO has erroneously indicated that an additional claim fee of \$200.00 (small entity) for eight (8) claims in excess of twenty (20) is due. However, Applicant notes that the additional claim fee was paid by check at the time the U.S. National Phase application was filed on July 7, 2006. In addition, Applicant notes that the additional claims and additional claim fee were designated on the initial transmittal letter filed with the application, and the Commissioner was authorized to charge any additional fees to Deposit Account No. 50-2764. Therefore, Applicant has not included the \$200.00 additional claim fee as indicated on the Notification of Missing Requirements, since it is Applicant's belief that the aforementioned fees have been paid already.

Respectfully submitted,



Trent A. Kirk
Registration No. 54,223

Customer No. 37305
ALSTON & BIRD LLP
Bank of America Plaza
101 South Tryon Street, Suite 4000
Charlotte, NC 28280-4000
Tel Charlotte Office (704) 444-1000
Fax Charlotte Office (704) 444-1111